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OFFICE OF PETITIONS

In re Application of
Benjamin et al.
Application No. 09/866,066
Filed: May 25, 2001
Attorney Docket No. PHRM-0328

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DECISION GRANTING
PETITION

This is a decision on the petition filed August 17, 2001, requesting that the above-identified application be accorded a filing date of May 25, 2001, rather than the presently accorded filing date of May 23, 2001.

Petitioners allege that the application was deposited in Express Mail service on May 25, 2001. In support, the petition is accompanied by a copy of Express Mail receipt No. EL719247795US (the same Express Mail number found on the original application papers located in the official file) showing a "date in" of May 25, 2001.

In view of the above, the petition is granted. The Office records have been corrected to reflect a filing date of May 25, 2001 for this application. A corrected filing receipt bearing the May 25, 2001 filing date accompanies this decision on petition.

The \$130.00 petition fee is being refunded to Deposit Account No. 23-3050 as authorized.

Telephone inquiries concerning this matter may be directed to Karen Creasy at (703) 305-8859.

This application will be forwarded to Office of Initial Patent Examination for further processing.

Brian Hearn

Brian Hearn
Special Projects Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy

ATTACHMENT: Corrected Filing Receipt